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DOCKET NO: 99-029

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Terence Sean Sullivan et al.
Serial No: 09/943,625
Confirmation No: 9283
Filed: August 30, 2001
For: METHODS AND APPARATUS FOR TUNING IN
IMPLANTERS
Examiner: Kiet Tuan Nguyen
Art Unit: 2881

CERTIFICATE OF TRANSMISSION

The undersigned hereby certifies that this document is being facsimile transmitted to the United States Patent and Trademark Office, Group Art Unit 2881 (Radiant Energy) Examiner Kiet Tuan Nguyen, to fax number 571-273-8300, on this 29th day of December, 2006.


Renee Granito

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER
37 C.F.R. § 1.181 BASED ON EVIDENCE THAT A REPLY WAS TIMELY
MAILED**

An Office Action was mailed in the above identified matter on September 22, 2004.

Applicants mailed a timely reply with sufficient postage for first class mail on March 22, 2005 to the Commissioner for Patents. The reply included a transmittal sheet,

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Docket: 99-029
Petition under 37 C.F.R. §1.181

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Accordingly, Applicants respectfully submit that the holding of abandonment be withdrawn based on the above evidence that a reply was timely filed on March 22, 2005 to the Office Action mailed September 22, 2004.

Applicants' patent application file and docketing system did not indicate receipt of the Notice of Abandonment. Applicants' representative, Scott Faber, first became aware of the Notice of Abandonment within two months from the mailing of this Petition when checking status for the above referenced application on the USPTO's Public PAIR system.

Respectfully submitted,
Terence Sean Sullivan et al.,
Applicants

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